

David F. Candelaria, #98354
Attorney at Law
308 North Second Street
Porterville, CA 93257
Tel: (559) 783-1112
Fax: (559) 783-1175
E-mail: lawdfc@aol.com

Attorney for Defendant,
FEDERICO CASTELLANOS MENDEZ

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA**

THE UNITED STATES OF AMERICA,

Plaintiff,

vs.

FEDERICO CASTELLANOS MENDEZ,

Defendant.

Case No. CR. F-01-5256 AWI

STIPULATION TO CONTINUE

SENTENCING AND ORDER THEREON

DATE: September 22, 2008

TIME: 9:00 a.m.

COURTROOM: 02

HONORABLE Anthony W. Ishii

IT IS HEREBY STIPULATED by and between the parties hereto and through their respective counsel, that the Sentencing hearing currently set for September 22, 2008, may be continued to November 10, 2008. This request is being made due to conflicts in my calendar. Specifically, I have the following case in the Visalia Division of the Tulare County Superior Court: People v. Daniel Gonzalez, Case No. VCF204178a, currently set for Arraignment.

I also have the following cases in the Porterville Division of the Tulare County Superior Court: People v. Bonifacio Samayoa, Case No. PCM178698, set for Jury Trial Confirmation and People v. Robert Weimer, Case No. PCM197452 set for Pre-Trial.

1 The parties agree that the delay resulting from the continuance shall be excluded in the interests of
2 justice, including but not limited to, the need for the period of time set forth herein for effective defense
3 preparation and continuity of counsel pursuant to 18 U.S.C. §§ 3161(h)(8)(A) and 3161(h)(8)(B)(I).

4
5
6 Date: September 18, 2008

McGREGOR W. SCOTT
United States Attorney

7
8
9
10 /s/ Laurel J. Montoya

11 LAUREL J. MONTOYA
Assistant U.S. Attorney

12
13
14 Date: September 18, 2008

/s/ David F. Candelaria

15 DAVID F. CANDELARIA
16 Attorney for Defendant
17
18
19
20
21
22
23
24
25
26
27
28

ORDER CONTINUING HEARING DATE

IT IS SO ORDERED. The Sentencing is continued to November 10, 2008 at 9:00 a.m. Time is excluded in the interests of justice pursuant to 18 U.S.C. §§ 3161(h)(8)(A) and 3161(h)(8)(B)(I).

IT IS SO ORDERED.

Dated: September 22, 2008

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE